IN THE UNITED STATES COURT OF APPEALS
FOR THE FIFTH CIRCUIT

No. 10-20224
No. 10-20409

JOHN AYANBADEJO, FELICIA AYANBADEJO,

Plaintiff-Appellants

v.

JANET NAPOLITANO, SECRETARY, DEPARTMENT OF HOMELAND SECURITY, EVELYN M. UPCHURCH, Director Texas Service Center, UNITED STATES CITIZENSHIP AND IMMIGRATION SERVICES, SHARON A. HUDSON, United States Citizenship and Immigration Services District Director,

Defendants – Appellees

Appeal from the United States District Court
for the Southern District of Texas
USDC No. 4:06-CV-1177

Before HIGGINBOTHAM, DAVIS, and BENAVIDES, Circuit Judges. PER CURIAM:

John and Felicia Ayanbadejo, in appeal No. 10-20224, have moved the court for leave to file out of time a motion for reconsideration of our order of June 9, 2010 dismissing their appeal for lack of jurisdiction. We GRANT the motion to file out of time, but DENY the motion for reconsideration, for the reasons

given in our previous order. Because we do not have jurisdiction, we of course have never commented on the merits of the underlying claims.

After we dismissed on June 9, the Ayanbadejos filed another notice of appeal in the district court in the very same case, docketed by our Clerk as appeal No. 10-20409. The Clerk is to consolidate the two docket numbers for administrative purposes. The Ayanbadejos have explained that the second notice of appeal "is an amendment . . . and was not meant to be a separate appeal." Any putative amendment is of no force - as explained by the footnote of our June 9 order. We DISMISS No. 10-20409 for the same reasons we dismissed No. 10-20224.